

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE DIVISION

International Brotherhood of Electrical
Workers District 9 Pension Plan, et al.,

NO. C 10-00637 JW

Plaintiffs,

**ORDER CONTINUING CASE
MANAGEMENT CONFERENCE**

v.

Guardian Communications & Environmental
Systems, Inc.,


Defendant.

This case is scheduled for a Case Management Conference on June 21, 2010. To date, the parties have not filed a Joint Case Management Conference Statement, as required under the Federal Rules of Civil Procedure and the Local Rules of this Court. The Court further notes that despite the parties' stipulation that Defendant would file its Answer on or before March 24, 2010,¹ no Answer has yet been filed.

In light of the parties' failure to timely submit a Joint Statement, the Court finds good cause to CONTINUE the Case Management Conference to **June 28, 2010 at 10 a.m.** On or before **June 18, 2010**, the parties shall submit a Joint Case Management Statement. The Statement shall include, among other things, a good faith discovery plan with a proposed date for the close of all discovery.

Failure to comply with this Order may result in appropriate sanctions.

Dated: June 16, 2010



JAMES WARE
United States District Judge

¹ (Stipulation to Extend Time to File Answer to Complaint, Docket Item No. 4.)

1 **THIS IS TO CERTIFY THAT COPIES OF THIS ORDER HAVE BEEN DELIVERED TO:**

2 Brett Lawrence McKague blm@artisanlaw.com
3 Eileen Marie Bissen ebissen@neyhartlaw.com
4 Mark Hanley Lipton liptonapc@aol.com

5 **Dated: June 16, 2010**

Richard W. Wieking, Clerk

7 **By: /s/ JW Chambers**
8 **Elizabeth Garcia**
9 **Courtroom Deputy**